

Jones, J

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

PEDRO E. RIVAS, On Behalf of Himself and  
All Others Similarly Situated,

Plaintiff,

vs.

LEHMAN BROTHERS BANK, FSB, et al.,

Defendants.

X

:

:

:

:

:

:

:

:

:

:

:

:

:

:

X

Civil Action No. 08-cv-03685 (BSJ)

CLASS ACTION

STIPULATION AND [PROPOSED] ORDER

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 7/9/08

WHEREAS, Defendants Lehman Brothers Bank, FSB and BNC Mortgage, Inc. filed their Motion to Dismiss on June 20, 2008;

WHEREAS, Plaintiff's Opposition to Defendants' Motion to Dismiss is currently due on July 7, 2008, and Defendants' reply is due five (5) days thereafter;

WHEREAS, the parties have agreed to a briefing schedule;

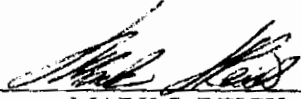
WHEREAS, no prior extension of this schedule has been granted;

IT IS HEREBY STIPULATED AND AGREED, subject to the Court's approval, as follows:

1. Plaintiff shall file papers in opposition to Defendants' Motion to Dismiss on or before July 25, 2008.
2. Defendants' shall file a Reply in Further Support of their Motion to Dismiss on or before August 19, 2008.

DATED: July 7, 2008

COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
SAMUEL H. RUDMAN  
ROBERT M. ROTHMAN  
MARK S. REICH

  
\_\_\_\_\_  
MARK S. REICH

58 South Service Road, Suite 200  
Melville, NY 11747  
Telephone: 631/367-7100  
631/367-1173 (fax)

COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
JOHN J. STOIA, JR.  
THEODORE J. PINTAR  
LESLIE E. HURST  
655 West Broadway, Suite 1900  
San Diego, CA 92101  
Telephone: 619/231-1058  
619/231-7423 (fax)


BONNETT, FAIRBOURN, FRIEDMAN  
& BALINT, P.C.  
ANDREW S. FRIEDMAN  
WENDY J. HARRISON  
T. BRENT JORDAN  
2901 N. Central Avenue, Suite 1000  
Phoenix, AZ 85012  
Telephone: 602/274-1100  
602/274-1199 (fax)

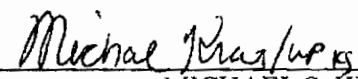
CHAVEZ & GERTLER LLP  
MARK A. CHAVEZ  
JONATHAN E. GERTLER  
NANCE F. BECKER  
42 Miller Avenue  
Mill Valley, CA 94941  
Telephone: 415/381-5599  
415/381-5572 (fax)

Attorneys for Plaintiff

MORGAN, LEWIS & BOCKIUS LLP  
JAMI WINTZ MCKEON  
MICHAEL S. KRAUT

SO ORDERED.

 7/9/08  
\_\_\_\_\_  
LAURA TAYLOR SWAIN  
UNITED STATES DISTRICT JUDGE  
Part I

  
\_\_\_\_\_  
MICHAEL S. KRAUT

101 Park Avenue  
New York, New York 10178  
Telephone: 212/309-6000  
212/309-6001 (fax)

Attorneys for Defendants'

IT IS SO ORDERED.

DATED: \_\_\_\_\_

*See previous page*

THE HONORABLE BARBARA S. JONES  
UNITED STATES DISTRICT JUDGE